

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**IN RE PAYMENT CARD INTERCHANGE
FEE AND MERCHANT DISCOUNT
ANTITRUST LITIGATION**

This Document Relates to:

***Accor Management US Inc., et al. v. Visa Inc.,
et al.*, No. 19-cv-04616 (E.D.N.Y.) (MKB)
(JO).**

No. 05-md-01720 (MKB) (JO)

**PLAINTIFFS' STIPULATION AND
ORDER OF DISMISSAL WITH
PREJUDICE OF ALL CLAIMS**

WHEREAS plaintiffs Accor Management US Inc.; Accor Hotels & Resorts (Maryland) LLC; Fairmont Hotel Management L.P.; Auro Hotels Management, LLC; AutoNation, Inc.; BJ's Restaurants, Inc.; Bridgestone Americas, Inc.; Bridgestone Americas Tire Operations, LLC; Bridgestone Retail Operations, LLC; Caleres, Inc.; CarMax, Inc.; Concord Hospitality Enterprises Company, LLC; Crestline Hotels & Resorts, LLC; DIRECTV, LLC; AT&T Services, Inc.; AT&T Corp.; AT&T Mobility LLC; AT&T Mobility II, LLC; BellSouth Telecommunications, LLC; Cricket Wireless LLC; DC Comics; E.C. Publications, Inc.; HBO Digital Services, Inc.; HBO Retail Ventures, Inc.; Telepictures Productions Inc.; Warner Brothers Advanced Media Services Inc.; Warner Bros. Consumer Products Inc.; Warner Bros. Digital Networks Labs Inc.; Warner Bros. Entertainment, Inc.; Warner Bros. Home Entertainment Inc.; WB Games Boston Inc.; WB Studio Enterprises Inc.; Enterprise Holdings, Inc.; Fitness International, LLC; Flynn Restaurant Group LP; Heart of America Management, L.L.C.; Hilton Worldwide Holdings Inc.; Host Hotels & Resorts, L.P.; HSN, Inc.; Cornerstone Brands, Inc.; Hyatt Hotels Corporation; Ingram Micro Inc.; Interstate Hotels & Resorts, Inc.; Jack in the Box Inc.; Joshi Hotel Group, LLC; Kaiser Foundation Health Plan, Inc.; Kaiser Foundation Hospitals; LEGO Systems, Inc.; LEGO Brand Retail Inc.; Loews Hotels Holding

Corporation; Lyft, Inc.; Mananto Enterprises LLC; Marriott International, Inc.; Marriott Vacations Worldwide Corporation; Mountain Standard Group, LLC; National General Holdings Corp.; National General Management Corp.; Nespresso USA, Inc.; Nestle Waters North America Inc.; Old Comp Inc.; OnStar, LLC; Pacifica Hotel Management, LLC; Public Storage; Qdoba Restaurant Corporation; Sage Hospitality Resources LLC; Sage Investment Holdings, L.L.C.; Sephora USA, Inc.; Sunstone Hotel Investors, Inc.; The Container Store, Inc.; UnitedHealth Group Incorporated; and White Lodging Services Corporation (collectively the “Plaintiffs”), which are all of the plaintiffs in the action *Accor Management US Inc., et al. v. Visa Inc., et al.*, No. 19-cv-04616 (E.D.N.Y.), which action is included in *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation*, No. 1:05-md-01720 (E.D.N.Y.), having fully settled all of their respective claims against all of the defendants in the *Accor Management* action, Visa Inc., Visa U.S.A. Inc., and Visa International Service Association (collectively the “Visa Defendants”), and Mastercard International Incorporated and Mastercard Incorporated (collectively the “Mastercard Defendants”), by and through their undersigned counsel, hereby stipulate and agree, pursuant to Federal Rule of Civil Procedure 41(a), that the Plaintiffs’ claims and action against the Visa Defendants and the Mastercard Defendants be dismissed with prejudice, and with each side to bear its own attorneys’ fees and costs, provided that the Court retains continuing and exclusive jurisdiction to resolve any matter arising out of or relating to the parties’ settlement agreement or this Stipulation and Order of Dismissal, or their applicability to any suit, action, proceeding, or dispute.

Accordingly, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that (1) the Court will retain continuing and exclusive jurisdiction to resolve any matter arising out of or relating to the parties’ settlement agreement or this Stipulation and Order of Dismissal, or their applicability to any suit, action, proceeding, or dispute, and (2) the claims and action of the

Plaintiffs be and hereby are dismissed with prejudice, with each side to bear its own attorneys' fees and costs.

Dated: August 24, 2020.

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SO ORDERED:

Dated:

Brooklyn, New York

United States District Judge